

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK  
-----X  
UNITED STATES OF AMERICA

-against-

MEMORANDUM AND ORDER  
05-CR-0237(S-1)(DRH)

CHRISTOPHER MCCABE,  
also known as "Moose,"  
JAMES MAINELLO,  
also known as "Jimmy Balls,"  
GLENN GUADAGNO,  
GLENN GUADAGNO, Jr.,  
also known as "Glenn Jr."  
and "Junior,"  
BENJAMIN GARCIA,  
also known as "Benji,"  
VICTOR TORRES,  
also known as "KV,"  
ONEIL PEREZ,  
also known as "Green Eyes,"  
and  
MIGUEL CORDOVA,  
also known as "Marky,"

Defendants.

-----X  
A P P E A R A N C E S:

For the Government:

Roslynn R. Mauskopf  
United States Attorney  
Eastern District of New York  
610 Federal Plaza  
Central Islip, New York 11722  
By: James Miskiewicz, A.U.S.A.

For Defendant Christopher McCabe:

Federal Defender's Division  
Legal Aid Society  
410 Federal Plaza  
Central Islip, New York 11722  
By: Randi Chavis, Esq.

For Defendant James Mainello:

Reynolds, Caronia, Gianello,  
Hagney, La Pinta & Hargraves  
35 Arkay Drive - Suite 200  
Hauppauge, New York 11788  
By: Anthony M. La Pinta, Esq.

For Defendant Glenn Guadagno:

Charles Carnesi, Esq.  
1225 Franklin Avenue  
Garden City, New York 11530

For Defendant Glenn Guadagno, Jr.:

Paul W. Bergrin, Esq.  
572 Market Street  
Newark, New Jersey 07105

For Defendant Benjamin Garcia:

Edward P. Jenks, Esq.  
332 Willis Avenue  
Mineola, New York 11501

For Defendant Victor Torres:

Geoffrey S. Stewart, Esq.  
350 Broadway, Suite 700  
New York, New York 10013

For Defendant Oneil Perez:

Frank Murphy, Esq.  
32 Bohack Court  
Sayville, New York 11782

For Defendant Miguel Cordova:

John Carman, Esq.  
666 Old Country Road - Suite 501  
Garden City, New York 11530

HURLEY, District Judge

By decision issued earlier today, I, inter alia,  
severed Count Five on the motion of defendant Miguel Cordova,  
directing that that Count be tried separately from the other five  
counts in the indictment. Accordingly, the motion of Oneil Perez  
seeking the same relief is granted for the reasons articulated in  
the earlier decision.

SO ORDERED.

Dated: Central Islip, New York  
October 19, 2006

\_\_\_\_\_  
/S/  
DENIS R. HURLEY, U.S.D.J.